IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

WEDNESDAY, THE 17TH JANUARY 2007 / 27TH PAUSHA 1928

RP.No. 838 of 2006(E)

AGAINST THE JUDGEMENT/ORDER IN RSA.188/2006
.....
(AGAINST A.S.49/98 OF DISTRICT COURT, MANJERI
O.S. 358/93 OF MUNSIFF COURT, MANJERI.)

REVIEW PETITIONER/STRANGER:

C.K.MUBARAK, AGED 45 YEARS,
S/O.ALAVI, CHENNANKULANGARA,
VANIYAMBALAM P.O., MALAPPURAM-679 339.

BY ADV. SRI.M.A.ABDUL HAKHIM

RESPONDENTS: APPELLANT & RESPONDENT IN R.S.A
----

1. WANDOOR GRAMA PANCHAYAT,
REPRESENTED BY ITS SECRETARY, WANDOOR,
MALAPPURAM DISTRICT.

2. MANNITHODIKA ABDURAHIMAN,
S/O.KUNHALAN, P.O.NILAMBUR, MALAPPURAM DISTRICT.

BY ADV. SRI.ASHOK M.CHERIAN
SRI.P.CHANDRASEKHAR
R1 BY SRI.T.KRISHNAN UNNI
R2 BY SRI.RENJITH THAMPAN

THIS REVIEW PETITION HAVING COME UP FOR ADMISSION ON 17/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

M.N. KRISHNAN, J.
= = = = = = = = = = = = = = = = =
R.P. 838 OF 2006
IN RSA 188 OF 2006
= = = = = = = = = = = = = = = = =
Dated this the 17th day of January, 2007.

O R D E R

This review petition is filed by a stranger who is not a party to the proceedings. This Court had dismissed only the second appeal and the second appeal was dismissed on the ground that there is no substantial question of law involved. Under Order 47 Rule 1 of C.P.C. a review is maintainable only when there is an error apparent on the face of the records. Here, the present petitioner is only a stranger who has not anything to do with the litigation of the two others. If this review application is entertained at this stage it will cause difficulty and further it is not also proper to entertain an application by third party unless there is apparent error on the face of the record. I did not find any such ground and the second appeal was dismissed only as it lacked substantial question of law. The intervention by a stranger will not improve the situation and therefore the review petition is dismissed.

M.N. KRISHNAN, JUDGE.

ul/-